

F I L E D
Clerk
District Court

1 Benjamin L. DeMoux
2 Assistant Attorney General
3 Office of the Attorney General-Civil Division
4 2nd Floor, Juan A. Sablan Memorial Bldg.
5 Caller Box 10007
6 Saipan, MP 96950
Telephone: 664-2341
Fax: 664-2349
bendemoux@gmail.com
Attorney for Fermin M. Atalig personally
and in his official capacity.

JAN - 3 2006

For The Northern Mariana Islands
By _____
(Deputy Clerk)

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS**

ROSARIO DLG KUMAGAI

Plaintiff,

v.

PAMELA BROWN, a.k.a. PAMELA BROWN
BLACKBURN, personally and in her official
capacity as the Attorney General for the
Commonwealth of the Northern Mariana Islands;
FERMIN M. ATALIG, personally and in his
official capacity as Secretary of Finance;
COMMONWEALTH OF THE NOTHERN
MARIANA ISLANDS; MARIA LOUDES
SEMAN ADA, personally and in her official
capacity as Executive Director for the
Commonwealth Development Authority,
COMMONWEALTH DEVELOPMENT
AUTHORITY; BANK OF GUAM; and JOHN
DOES ONE thru TEN.

Defendants.

) CIVIL ACTION NO. 05-0037

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1 of the Northern Mariana Islands, in Saipan, Commonwealth of the Northern Mariana Islands on

2 FEB - 9 2006

, 2006, at 1 AM/PM

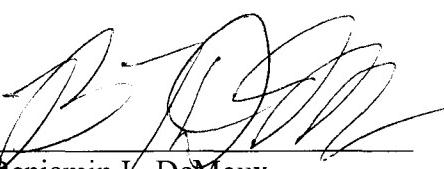
3 **MOTION**

4 NOW COMES the above named defendant, by and through his attorney, to move this
5 Court to dismiss all portions of plaintiff's complaint aimed at the movant under Fed. R. Civ.
6 Pro. 12(b)(6) on the grounds that the complaint fails to state a claim upon which relief may be
7 granted. This motion is made pursuant to Fed. R. Civ. Pro. 12(b)(6) and is supported by the
8 accompanying Memorandum of Points and Authorities and the record in this case.

9 Date: January 3, 2005.

10 Respectfully submitted,
11 OFFICE OF THE ATTORNEY GENERAL

12 By:

13 
14 Benjamin L. DeMoux
15 Assistant Attorney General